

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Peter Maxwell LAVELL

Confirmation: 5504

Appln. No.: 10/562,213

Examiner: Daniel J Kenny

Filed: September 18, 2006

Group Art Unit: 3633

For: **BUILDING WALL STRUCTURE**

Docket No.: **1006.004**

Customer Number: **000058152**

RESPONSE TO AN ELECTION OF SPECIES

Mail Stop: AMENDMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This election is responsive to the Office Action dated November 23, 2009, setting a one month period for response, the period for response extended to January 23, 2010, by a Petition for One Month Extension filed herewith, wherein the Examiner requires Applicants to elect for prosecution from either:

Specie I:	Fig. 1
Specie II:	Fig. 3
Specie III:	Fig. 5
Specie IV:	Fig. 6
Specie V:	Fig. 7
Specie VI:	Fig. 8
Specie VII:	Fig. 10
Specie VIII:	Fig. 12
Specie IX:	Fig. 14
Specie X:	Fig. 15
Specie XI:	Fig. 16
Specie XII:	Fig. 17

The Examiner also indicated that Claims 1 and 2 are generic.

The position of the Examiner can be found on pages 2-3 of the Office Action.

In response, Applicant elects Specie I (Figure 1), **with traverse**.

Furthermore, Applicant would like to point out to the Examiner that Claims 2, 4, 5, 6, and 7 correspond to Specie 1.

Traversal is for the following reasons:

Species I-XII have enough close characteristics and main principles that it should be possible to search prior art and examine all the Species simultaneously.

Accordingly, withdrawal of the Election of Species is respectfully requested.

The Examiner is respectfully requested to acknowledge receipt of the above documents. Should further issues remain prior to allowance, the Examiner is respectfully requested to contact the undersigned at the indicated telephone number.

Respectfully submitted,

/Evelyn A Defillo/

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Evelyn A. Defillo
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Date: **January 22, 2010**

CERTIFICATE OF MAILING

I hereby certify that a copy of the foregoing RESPONSE TO RESTRICTION REQUIREMNT/ ELECTION OF SPECIES for US Application No. 10/562,213 filed September 18, 2006, was electronically filed addressed: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on January 22, 2010.

/Evelyn A Defillo/

Evelyn A. Defillo